

EXHIBIT A



Docket No.: K2020.0004/P004
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kunio Moriyama et al.

Application No.: 10/790,178

Confirmation No.: 3537

Filed: March 2, 2004

Art Unit: 2881

For: **PARTICLE BEAM THERAPY SYSTEM**

Examiner: J. J. Leybourne

LETTER REGARDING PREVIOUSLY SUBMITTED INFORMATION
DISCLOSURE STATEMENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

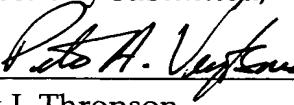
Dear Sir:

Upon review of the subject application, it was noted that the PTO/SB/08 forms returned to Applicants do not match the subject application, but rather belong to application serial no. 10/790,850 (attorney docket no. K2020.0006/P006). Applicants respectfully request that the PTO/SB/08 forms submitted with the subject application be initialed and returned to Applicants.

For the Examiner's convenience, attached herewith as Exhibit A are two Information Disclosure Statements and accompanying PTO/SB/08 forms submitted with the subject application. Attached as Exhibit B are the PTO/SB/08 forms initialed and returned, but which belong to application serial no. 10/790,850.

Dated: February 20, 2007

Respectfully submitted,

By 
Mark J. Thronson

Registration No.: 33,082

Peter A. Veytsman

Registration No.: 45,920

DICKSTEIN SHAPIRO LLP

1825 Eye Street NW

Washington, DC 20006

(202) 785-9700

Attorneys for Applicant

Atty Docket No.: K2020.0004/P004

Inventor: Kunio Moriyama et al.

Application No.: Not Yet Assigned

Application No.: Not Yet Assigned
Title: PARTICLE BEAM THERAPY SYSTEM

Filing Date: Concurrently Herewith

Documents Filed:

Documents Filed:

- Utility Patent Application Transmittal (1 page)
- Fee Transmittal (1 page)
- Specification (80 pages)
- Drawings (19 sheets)
- Claim for Priority and Submission of Documents (1 page)
- Certified copies of Priority documents
- Information Disclosure Statement (2 pages)
- IDS (Citation) by Applicant (1 page)
- Copies of Information Disclosure Citations
- Payment by credit card. Form PTO-2038 is attached (1 page)
- Charge \$1,028.00 to credit card

Via:

Sender's Initials: MJT/sle

Date: March 2, 2004



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kunio Moriyama et al.

Application No.: Not Yet Assigned

Confirmation No.:

Filed: Concurrently Herewith

Art Unit: N/A

For: PARTICLE BEAM THERAPY SYSTEM

Examiner: Not Yet Assigned

INFORMATION DISCLOSURE STATEMENT (IDS)

MS Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement accompanies the new patent application submitted herewith.

A copy of each reference on the PTO/SB/08 is attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an

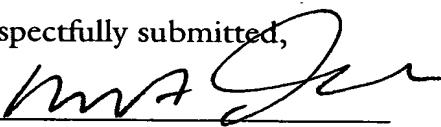
admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. K2020.0004/P004. A duplicate copy of this paper is enclosed.

Dated: March 2, 2004

Respectfully submitted,

By 
Mark J. Thronson

Registration No.: 33,082
DICKSTEIN SHAPIRO MORIN &
OSHINSKY LLP
2101 L Street NW
Washington, DC 20037-1526
(202) 785-9700
Attorney for Applicant



Substitute for form 1449A/B/PTO				Complete if Known	
				Application Number	Not Yet Assigned
				Filing Date	Concurrently Herewith
				First Named Inventor	Kunio Moriyama
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	K2020.0004/P004

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
AA	US-5585642	12-17-1996	Britton		
AB	US-5,895,926	04-20-1999	Britton		
AC	US-4870287	09-26-1989	Cole		
AD	US-5260581	11-09-1993	Lesyna		
AE	US-6580084	06-17-2003	Hiramoto		

FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)			
BA	JP-11-501232		02-02-1999		
BB	JP-2001-85200		03-30-2001		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²Applicant is to place a check mark here if English language Translation is attached.

Inventor: Kunio Moriyama et al.

Atty Docket No.: K2020.0004

Application No.: 10/790,178-Conf. #3537
Title: PARTICLE BEAM THERAPY SYSTEM

Filing Date: March 2, 2004

Documents Filed:

PTO SB/08 (1 page) (4 References)

Information Disclosure Statement (2 pages in duplicate)

European Search Report (4 pages)

Via: PTO DAILY RUN

Sender's Initials: MJT/PAV/cdl

Date: Julv. 11, 2005





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Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed before the mailing of a first Office action on the merits, as best known to the undersigned. 37 CFR 1.97(b)(3). The references listed on the attached PTO/SB/08 were cited in a European search report issued in corresponding EPC applications. A copy of the search report is attached. Copies of U.S. patent documents are not provided. Copies of non-U.S. patent documents are attached.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(b) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any

patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. K2020.0004. A duplicate copy of this paper is enclosed.

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Attorneys for Applicants

FEB 20 2007

PTO/SB/08a/b (08-03)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/B/PTO

Complete If Known

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	1	Attorney Docket Number	K2020.0004/P004
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U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
AA	US-5,260,581	11/09/1993	Lesyna et al.		
AB	US-5,585,642	12/17/1996	Britton et al.		

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
BA	WO 02/45793 A2		06/13/2002			

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	CA	W.P. JONES et al., Design of a Beam Transport System for a Proton Radiation Therapy Facility, Proceedings of the 1999 Particle Accelerator Conference, New York, 1999, pgs. 2519-2521.	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Examiner Signature	Date Considered
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